



Order Filed on June 1, 2020
by Clerk
U.S. Bankruptcy Court
District of New Jersey

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)
DAMIEN N. TANCREDI, ESQ. (DNT 1383)
FLASTER/GREENBERG P.C.
Commerce Center
1810 Chapel Avenue West
Cherry Hill, NJ 08002-4609
(856) 661-2280
Counsel for Debtors in Possession

In Re:

SMS ENTERPRISES, INC. *et al.*,

Debtors.

Honorable Andrew B. Altenburg, Jr.

Chapter: 11

Bankr. No.: 19-21332 (ABA) (Jointly
Administered)

Hearing Date: May 26, 2020

**ORDER GRANTING DEBTORS' EXPEDITED SECOND MOTION UNDER 11 U.S.C. §
1121(e) FOR AN EXTENSION OF DEADLINE BY WHICH PLAN MUST BE FILED**

The relief set forth on the following page, numbered two (2), is hereby ORDERED.

DATED: June 1, 2020


Honorable Andrew B. Altenburg, Jr.
United States Bankruptcy Court

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Debtor: SMS ENTERPRISES, INC. *et al.*

Case No.: 19-21332 (JNP)

ORDER GRANTING DEBTORS' SECOND EXPEDITED MOTION UNDER 11 U.S.C. § 1121(e) FOR AN EXTENSION OF DEADLINE BY WHICH PLAN MUST BE FILED

Upon Consideration of the Motion¹ of the Debtors, for an extension of the 300-day deadline within which Debtor's plan and disclosure statement must be filed pursuant to 11 U.S.C. § 1121(e); and whereas it appears that the Debtors have demonstrated by a preponderance of the evidence that is more likely that the Court will confirm a plan within a reasonable period of time and that the request is made before the present deadlines have expired; and it appears that the Court has jurisdiction over this matter; and for good cause shown it is ORDERED;

1. The Motion is GRANTED.
2. The §1121(e)(2) deadline is extended to July 17, 2020.
3. The entry of this Order is without prejudice to (i) the Debtor's right to seek from this Court further extension(s) of the date by which a plan must be filed; or (ii) any party in interest's rights to seek to reduce the deadline for cause.
4. If any creditor or party in interest objects to the relief set forth in this Order, it shall file an objection within fourteen (14) days of receipt of this Order and such objection shall be heard by the Court.

¹ Unless otherwise defined herein, all capitalized terms shall have the meanings ascribed to them in the Motion.

United States Bankruptcy Court
District of New JerseyIn re:
SMS Enterprises Inc.
DebtorCase No. 19-21332-ABA
Chapter 11**CERTIFICATE OF NOTICE**

District/off: 0312-1

User: admin
Form ID: pdf903Page 1 of 1
Total Noticed: 2

Date Rcvd: Jun 01, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 03, 2020.

db +SMS Enterprises Inc., P.O. Box 588, Marlton, NJ 08053-0588
aty +Flaster/Greenberg P.C., Commerce Centr, 1810 Chapel Avenue West, Third Floor,
Cherry Hill, NJ 08002-4606Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jun 03, 2020

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 1, 2020 at the address(es) listed below:

Damien Nicholas Tancredi on behalf of Debtor ETA Enterprises, Inc.
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com

Damien Nicholas Tancredi on behalf of Debtor SPS Enterprises, Inc.
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com

Damien Nicholas Tancredi on behalf of Accountant Michael Yarrow
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com

Damien Nicholas Tancredi on behalf of Debtor SMS Enterprises Inc.
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com

Daniel P. Bernstein on behalf of Creditor Covenant Bank d.p.bernstein1@gmail.com

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bkggroup@kmlawgroup.com

E. Richard Dressel on behalf of Debtor SMS Enterprises Inc. rdressel@lexnovalaw.com

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Jeffrey N. Medio on behalf of Creditor Vineland Municipal Utilites jmedio@mediolawfirm.com

Judith Carol Arnold on behalf of Creditor Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli
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Judith Carol Arnold on behalf of Creditor Maintree Shopping Center, L.P., Landlord
jarnold@grucciopepper.com, jmorvay@grucciopepper.com

Julie M. Murphy on behalf of Creditor Maintree Shopping Center, L.P. murphy@hylandlevin.com

Kevin Joseph Bloom on behalf of Creditor Maines Paper & Food, Inc. kbloom@hhk.com

Paul W. Verner on behalf of Debtor ETA Enterprises, Inc. pwverner@vernerlaw.com

Paul W. Verner on behalf of Debtor SPS Enterprises, Inc. pwverner@vernerlaw.com

Paul W. Verner on behalf of Attorney Paul William Verner pwverner@vernerlaw.com

Raymond M. Patella on behalf of Interested Party Cape Atlantic Food Services, LLC
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Richard J. Gerace on behalf of Debtor SMS Enterprises Inc. rgeracel4@comcast.net

Stephen McNally on behalf of Attorney Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli
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Stephen McNally on behalf of Creditor Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli
smcnally@cmsfirm.com, lburgo@cmsfirm.com; jlong@cmsfirm.com; pbellino@cmsfirm.com

U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 25